

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 5/21/08
DATE FILED: 5/21/08

MARC S. KIRSCHNER, as Trustee of the Refco
Litigation Trust,

Plaintiff,

- against -

GRANT THORNTON LLP et al.,

Defendants.

**STIPULATION AND
PROPOSED ORDER**

No. 07 Civ. 11604 (GEL)

MARC S. KIRSCHNER, as Trustee of the Refco
Private Actions Trust,

Plaintiff,

- against -

No. 07 Civ. 8165 (GEL)

PHILLIP R. BENNETT et al.,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the
undersigned parties, that:

1. The above-captioned actions are stayed as against Robert Trosten, pending the final resolution of *United States v. Philip R. Bennett, Robert C. Trosten & Tone N. Grant*, No. 05 Cr. 1192 (NRB), including sentencing and the exhaustion of any appeals.
2. This stipulation does not modify the Deposition Protocol Order "so ordered" by the Court on December 11, 2007.

Dated: May 19, 2008
New York, New York

QUINN EMANUEL URQUHART
OLIVER & HEDGES LLP

By: Sascha N. Rand

Sascha N. Rand (SR-7275)
51 Madison Avenue 22nd Floor
New York, NY 10010
Tel. (212) 849-7000
Email: sascharand@quinnemanuel.com
Attorneys for Plaintiffs

MORVILLO, ABRAMOWITZ, GRAND,
JASON ANELLO & BOHRER, P.C.

By: Barbara Moses

Barbara Moses (BM-2952)
565 Fifth Avenue
New York, NY 10017
Tel. (212) 856-9600
Email: bmoses@maglaw.com
Attorneys for Defendant Robert Trosten

SO ORDERED.

Dated: New York, NY

May 20, 2008
Gerard E. Lynch
Gerard E. Lynch, United States District Judge